

1. The material in said motion contains information from the presentence report relating to defendant's HIPAA protected information that requires sealing pursuant to Rule 49.1(a), Federal Rules of Criminal Procedure.

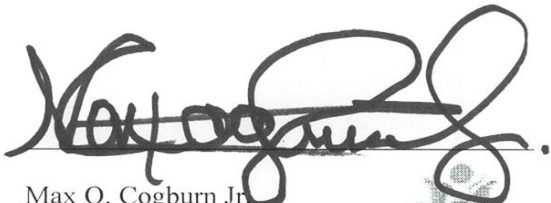
Thus, to insure protection of HIPAA protected information derived from the PSR, the Court will grant the Motion to Seal upon a finding that the Sentencing Memorandum contains references to HIPAA protected information, that the public interest in such materials is greatly outweighed by the interests of defendants and others in the protection of health information, and that no lesser means exists to protect that information other than by allowing the Sentencing Memorandum to be filed under seal.

Defendant is, however, required to file a Motion to Seal, taking care to provide only a non-confidential description of the reason that sealing is sought as provided above.

ORDER

IT IS, THEREFORE, ORDERED that defendant's Motion to Seal Sentencing Memoranda, which will be filed by defendant *nunc pro tunc*, is **GRANTED**, and defendant's Sentencing Memorandum (#124) is **SEALED** and shall remain sealed until further Order of this Court.

Signed: February 4, 2019



Max O. Cogburn Jr.
United States District Judge